

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTORNEY'S DOCKET NUMBER <b>FENGER 1</b>
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		U.S. APPLICATION NO. (If known, see 37 CFR 1.5) <b>09/830698</b>
INTERNATIONAL APPLICATION NO. <b>PCT/DK99/00587</b>	INTERNATIONAL FILING DATE <b>28 October 1999</b>	PRIORITY CLAIMED <b>28 October 1998</b>
TITLE OF INVENTION <b>A CARRYING DEVICE FOR BOX-SHAPED ITEMS</b>		
APPLICANT(S) FOR DO/EO/US <b>Jørgen FENGER</b>		
<p>Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:</p> <ol style="list-style-type: none"> <li>1. <input checked="" type="checkbox"/> This is a <b>FIRST</b> submission of items concerning a filing under 35 U.S.C. 371.</li> <li>2. <input type="checkbox"/> This is a <b>SECOND</b> or <b>SUBSEQUENT</b> submission of items concerning a filing under 35 U.S.C. 371.</li> <li>3. <input checked="" type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).</li> <li>4. <input checked="" type="checkbox"/> The US has been elected in a Demand by the expiration of 19 months from the priority date (PCT Article 31).</li> <li>5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2))             <ol style="list-style-type: none"> <li>a. <input type="checkbox"/> is attached hereto (required only if not transmitted by the International Bureau).</li> <li>b. <input checked="" type="checkbox"/> has been communicated by the International Bureau.</li> <li>c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US).</li> </ol> </li> <li>6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).</li> <li>7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))             <ol style="list-style-type: none"> <li>a. <input type="checkbox"/> are transmitted herewith (required only if not transmitted by the International Bureau).</li> <li>b. <input type="checkbox"/> have been communicated by the International Bureau.</li> <li>c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.</li> <li>d. <input checked="" type="checkbox"/> have not been made and will not be made.</li> </ol> </li> <li>8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</li> <li>9. <input type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).</li> <li>10. <input type="checkbox"/> An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).</li> </ol> <p>Items 11. to 16. below concern document(s) or information included:</p> <ol style="list-style-type: none"> <li>11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.</li> <li>12. <input type="checkbox"/> An Assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.</li> <li>13. <input checked="" type="checkbox"/> A <b>FIRST</b> preliminary amendment. <input type="checkbox"/> A <b>SECOND</b> or <b>SUBSEQUENT</b> preliminary amendment.</li> <li>14. <input type="checkbox"/> A substitute specification.</li> <li>15. <input type="checkbox"/> A change of power of attorney and/or address letter.</li> <li>16. <input checked="" type="checkbox"/> Other items or information:             <ul style="list-style-type: none"> <li><input checked="" type="checkbox"/> Courtesy copy of the International Application as filed.</li> <li><input checked="" type="checkbox"/> Courtesy copy of the first page of the International Publication (WO 00/27254).</li> <li><input checked="" type="checkbox"/> Courtesy copy of the International Preliminary Examination Report. There were no annexes. [or Annexes are attached but are not to be used for initial examination in this case.]</li> <li><input checked="" type="checkbox"/> Formal drawings, 9 sheets, Figures 1-11.</li> <li><input checked="" type="checkbox"/> Courtesy Copy of the International Search Report.</li> <li><input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27.</li> </ul> </li> </ol>		

U.S. APPLICATION NO. (if known, see 37 CFR 1.5) <b>09/830698</b>		International Application No. <b>PCT/DK99/00587</b>		Attorney's Docket No. <b>FENGER 1</b>	
---	--	--	--	--	--

<p>17. [xx] The following fees are submitted:  <b>BASIC NATIONAL FEE (37 CFR 1.492 (a)(1)-(5):</b>  Neither international preliminary examination fee (37 CFR 1.482)  nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO  and International Search Report not prepared by the EPO or JPO.....\$1000.00</p> <p>International preliminary examination fee (37 CFR 1.482) not paid to  USPTO but International Search Report prepared by the EPO or JPO.....\$860.00</p> <p>International preliminary examination fee (37 CFR 1.482) not paid to USPTO but  international search fee (37 CFR 1.445(a)(2)) paid to USPTO.....\$710.00</p> <p>International preliminary examination fee paid to USPTO (37 CFR 1.482)  but all claims did not satisfy provisions of PCT Article 33(1)-(4).....\$690.00</p> <p>International preliminary examination fee paid to USPTO (37 CFR 1.482)  and all claims satisfied provisions of PCT Article 33(1)-(4).....\$100.00</p> <p style="text-align: right;"><b>ENTER APPROPRIATE BASIC FEE AMOUNT =</b></p> <p>Surcharge of \$130.00 for furnishing the oath or declaration later than [ ] 20 [X] 30  months from the earliest claimed priority date (37 CFR 1.492(e)).</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th style="width: 25%;">Claims as Originally Presented</th> <th style="width: 15%;">Number Filed</th> <th style="width: 15%;">Number Extra</th> <th style="width: 15%;">Rate</th> <th style="width: 15%;"></th> <th style="width: 20%;"></th> </tr> <tr> <td>Total Claims</td> <td>23 - 20</td> <td>03</td> <td>X \$18.00</td> <td>\$</td> <td>54.00</td> </tr> <tr> <td>Independent Claims</td> <td>01 - 3</td> <td></td> <td>X \$80.00</td> <td>\$</td> <td></td> </tr> <tr> <td>Multiple Dependent Claims (if applicable)</td> <td></td> <td></td> <td>+\$270.00</td> <td>\$</td> <td>270.00</td> </tr> <tr> <td colspan="4" style="text-align: right;"><b>TOTAL OF ABOVE CALCULATIONS =</b></td> <td>\$</td> <td>1,454.00</td> </tr> </table> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th style="width: 25%;">Claims After Post Filing Prel. Amend</th> <th style="width: 15%;">Number Filed</th> <th style="width: 15%;">Number Extra</th> <th style="width: 15%;">Rate</th> <th style="width: 15%;"></th> <th style="width: 20%;"></th> </tr> <tr> <td>Total Claims</td> <td>- 20</td> <td></td> <td>X \$18.00</td> <td>\$</td> <td></td> </tr> <tr> <td>Independent Claims</td> <td>- 3</td> <td></td> <td>X \$78.00</td> <td>\$</td> <td></td> </tr> <tr> <td colspan="4" style="text-align: right;"><b>TOTAL OF ABOVE CALCULATIONS =</b></td> <td>\$</td> <td>1,454.00</td> </tr> </table> <p>Reduction of 1/2 for filing by small entity, if applicable. Applicant claims small entity  status. See 37 CFR 1.27.</p> <p style="text-align: right;"><b>SUBTOTAL =</b></p> <p>Processing fee of \$130.00 for furnishing the English translation later than [ ] 20 [ ] 30  months from the earliest claimed priority date (37 CFR 1.492(f)).</p> <p style="text-align: right;"><b>TOTAL NATIONAL FEE =</b></p> <p>Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be  accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +</p> <p style="text-align: right;"><b>TOTAL FEES ENCLOSED =</b></p> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 60%;"></td> <td style="width: 20%; text-align: right;"><b>Amount to be:</b></td> <td style="width: 20%; text-align: right;">\$</td> </tr> <tr> <td></td> <td style="text-align: right;"><b>refunded</b></td> <td></td> </tr> <tr> <td></td> <td style="text-align: right;"><b>charged</b></td> <td style="text-align: right;">\$</td> </tr> </table>	Claims as Originally Presented	Number Filed	Number Extra	Rate			Total Claims	23 - 20	03	X \$18.00	\$	54.00	Independent Claims	01 - 3		X \$80.00	\$		Multiple Dependent Claims (if applicable)			+\$270.00	\$	270.00	<b>TOTAL OF ABOVE CALCULATIONS =</b>				\$	1,454.00	Claims After Post Filing Prel. Amend	Number Filed	Number Extra	Rate			Total Claims	- 20		X \$18.00	\$		Independent Claims	- 3		X \$78.00	\$		<b>TOTAL OF ABOVE CALCULATIONS =</b>				\$	1,454.00		<b>Amount to be:</b>	\$		<b>refunded</b>			<b>charged</b>	\$	<p style="text-align: center;"><b>CALCULATIONS PTO USE ONLY</b></p>
Claims as Originally Presented	Number Filed	Number Extra	Rate																																																													
Total Claims	23 - 20	03	X \$18.00	\$	54.00																																																											
Independent Claims	01 - 3		X \$80.00	\$																																																												
Multiple Dependent Claims (if applicable)			+\$270.00	\$	270.00																																																											
<b>TOTAL OF ABOVE CALCULATIONS =</b>				\$	1,454.00																																																											
Claims After Post Filing Prel. Amend	Number Filed	Number Extra	Rate																																																													
Total Claims	- 20		X \$18.00	\$																																																												
Independent Claims	- 3		X \$78.00	\$																																																												
<b>TOTAL OF ABOVE CALCULATIONS =</b>				\$	1,454.00																																																											
	<b>Amount to be:</b>	\$																																																														
	<b>refunded</b>																																																															
	<b>charged</b>	\$																																																														

a. [ ] A check in the amount of \$ \_\_\_\_\_ to cover the above fees is enclosed.

b. [X] Credit Card Payment Form (PTO-2038), authorizing payment in the amount of \$ 727.00, is attached.

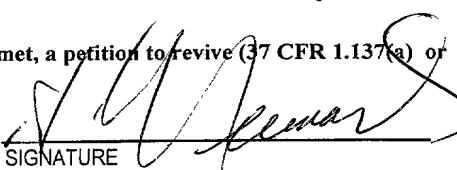
c. [ ] Please charge my Deposit Account No. 02-4035 in the amount of \$ \_\_\_\_\_ to cover the above fees.  
A duplicate copy of this sheet is enclosed.

d. [XX] The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment  
to Deposit Account No. 02-4035. A duplicate copy of this sheet is enclosed.

**NOTE:** Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or  
(b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

**BROWDY AND NEIMARK, P.L.L.C.**  
**624 NINTH STREET, N.W., SUITE 300**  
**WASHINGTON, D.C. 20001**  
**TEL: (202) 628-5197**  
**FAX: (202) 737-3528**  
**Date of this submission: April 30, 2001**

  
SIGNATURE  
Sheridan Neimark  
NAME  
20,520  
REGISTRATION NUMBER

09/830698

JCO8 Rec'd PCT/PTO 30 APR 2001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	)	Art Unit:
Jorgen FENGER	)	
	)	
IA No.: PCT/DK99/00587	)	
	)	Washington, D.C.
IA Filed: 28 October 1999	)	
	)	
U.S. App. No.:	)	
(Not Yet Assigned)	)	
	)	April 30, 2001
National Filing Date:	)	
(Not Yet Received)	)	
	)	
<del>For: A CARRYING DEVICE FOR...</del>	<del>)</del>	<del>Docket No.: FENGER-1</del>

PRELIMINARY AMENDMENT

Honorable Commissioner for Patents and Trademarks  
Washington, D.C. 20231

Sir:

Contemporaneous with the filing of this case and  
prior to calculation of the filing fee, kindly amend as  
follows:

IN THE SPECIFICATION

After the title please insert the following  
paragraph:

REFERENCE TO RELATED APPLICATIONS

--The present application is the national stage  
under 35 U.S.C. 371 of international application  
PCT/DK99/00587, filed 28 October 1999 which designated the  
United States, and which international application was  
published under PCT Article 21(2) in the English language.--

[illegible]

## REMARKS

The above amendment to the specification is being made to insert reference to the PCT application of which the present case is a U.S. national stage.

Favorable consideration and allowance are earnestly solicited.

Respectfully submitted,  
BROWDY AND NEIMARK, P.L.L.C.  
Attorneys for Applicant

By: Sheridan Neimark  
Registration No. 20,520

SN:wrđ  
Telephone No.: (202) 628-5197  
Facsimile No.: (202) 737-3528

A CARRYING DEVICE FOR BOX-SHAPED ITEMS

The present invention relates to a carrying device for a number of flat, box-shaped items, such as cassette, tiles, covers or the like. The items are typically tall, broad and thin. The invention is in particular appropriate for storage and display of compact discs in covers mutually arranged in the same way as books in bookshelves.

10 Compact discs are mostly used for storage of digital musical recordings and computer programs. Carrying devices for compact discs in covers are generally known in exceedingly many variants. They also exist for digital video discs and MiniDisc-records  
15 (compact discs in a small size). All these types of records are generally stored in plastic covers (cassettes) of quite the same structure. The covers have retaining means for the record or records and inner retaining means for insertion labels or folders.

20 For the sake of simplicity, all these three types of records in their covers are below designated "CDs", and the expressions "CD, the CD, CDs and the CDs" are to be understood as any of the above stated kinds of items.

25 A carrying device of the stated kind designed by the designer group TOOLS and produced and marketed by the company Tommy Larsen, Silkeborg, Denmark, has the form of an extruded (and thus prismatic) item which in a horizontal direction is elongate and has an almost C-  
30 shaped cross section. The two terminal points of the C-shaped cross section hereby form rectilinear, horizontally extending jaws provided with rubber edges facing each other. The item is intended to be fastened on a wall with the two jaws turning away from the wall and  
35 facing the room.

The distance between the two jaws is thus adapted that a CD just fits tightly in between the rubber edges of the jaws, when set on edge with its back facing the room. The bottom jaw projects somewhat longer out in the room than the top jaw, whereby the CD is retained in a secure way even though it is loaded downwards by the gravitational force or possible impacts.

However, this carrying device has the drawback that the CD is retained relatively tightly between the jaws. This makes it unnecessarily difficult to insert and remove CDs, and as their exterior (the cover itself) is produced from a rather fragile type of plastic, they break easily when inserted in or removed from the known carrying device.

A further inconvenience of the known carrying device is that the CD does not have a well-defined orientation in the rotating direction around a horizontal axis parallel to the wall on which the carrying device is arranged. No well-defined stops being provided for the rear edge of the CD and at the same time, the CD moves stiffly at insertion, it is difficult for the users to reach a well-defined position for each individual CD, and as consequence, they are not aligned with each other when they are placed in the carrying device.

Finally, it is a disadvantage of the known carrying device that when removing the CD from the carrying device, the CD can only be seized by the two corners facing the room.

Another carrying device of the initially stated kind and designed by Frank Nielsen is known from a catalogue "Living Design - Music is the Dream Language of the World" from the company LIVING DESIGN of AM Denmark A/S, Kokkedal, Denmark (page 23).

This carrying device consists of an extruded rail mounted horizontally on a wall or the like. The rail has near its top edge two narrowly spaced, elongate horizontal jaws of which the top jaw is drawn backwards 5 against the wall and the bottom jaw projects into the room.

Between these two jaws, an inner end of an arm or cantilever can be arranged and in its rest position project horizontally into the room and furthermore 10 swing in a horizontal plane and thus be left in any desired angle with the wall, in the horizontal plane.

The CDs are arranged each hanging down from one of these arms by hooks on the underside of the arm being engaged with recesses provided on the upper edge of 15 cover of the CD in connection with the retaining means for the insertion labels or folder.

Thus, the CDs may swing sideways forwards and backwards in the way a reader may "leaf" through a book. It is easy to watch the fronts of the CDs in 20 order to choose one to be played or entered into a computer.

The CDs with attached arms may probably be detached from the wall rail when they are to be played. If the CDs are transported, it is, however, usually 25 necessary to demount the arms.

It is a drawback of this carrying device that the CDs are not particularly close in the sideways direction. It is obviously necessary with a considerably mutual horizontal distance between the CDs for them to 30 be able to swing sufficiently widely. The carrying device has thus a considerably reduced storage capacity per occupied cubic unit in relation to carrying devices where the CDs are stored closely.

Furthermore, it is a considerable inconvenience of 35 this carrying device that the hooks of the arms are

fragile because of their required cooperation with the standard recesses in the CD, and that the covers of the CDs as stated are produced from a very fragile material.

5       The object of the invention is to provide a carrying device of the initially stated kind which is free from the described disadvantages of the known carrying devices but which still permits a close storage of the CDs and permits to leaf through the CDs  
10 as in a book.

According to the invention, this object is achieved in that the carrying means has a relatively smooth and plane, essentially horizontal, upper supporting face, and adjacent to and behind the supporting  
15 face a stop for the items, elongate in the crosswise direction, and that the retaining means on its underside has a rubber-elastic portion, and a stop for the items, placed behind this portion and elongate in the crosswise direction.

20       The plane and smooth supporting face permits the CDs to swing around an essentially vertical axis even though their weight essentially rests on the supporting face. Furthermore, the insertion and removal is essentially facilitated as the lower, inner corner of the CD  
25 may slide in place even after the rubber-elastic portion of the retaining means has obtained a braking engagement with the upper inner corner of the CD.

The stop of the supporting means behind the supporting face permits a secure fastening of the CD in  
30 its inserted position. As the CD is mainly retained by its two inner corners (which are in front in the insertion direction), the gravity will make it swing around a horizontal axis in the crosswise direction of the carrying device; this corresponds to an inward  
35 force acting at the lower stop adjacent to the support-



ing device, and this force is absorbed by the stop. At the same time it is assured that all the CDs are aligned to each other, whereby a favourable visual impression is obtained.

- 5 In preferred embodiments, the supporting means and the retaining means extend relatively shortly from the front of the carrying device, in particular preferably about 10 and 5 mm, respectively.

Thus, the said leafing in the CDs is facilitated,  
10 as the axis of rotation in the swinging leafing movement will be correspondingly close to the rear edge of the CD. This provides the user with an extremely convenient access to watch the fronts of the CDs where the most relevant and most easily recognisable information is most frequently placed.  
15

It is preferred that the rubber-elastic portion of the retaining means comprises an edge or lip facing the items and that the lip then points in the direction towards the stop of the retaining means, i.e. towards  
20 the front of the carrying device.

By an edge or lip engaging the upper edge of the CD, a reduced insertion force and a better retaining are obtained due to the resiliency of the edge or lip. This resiliency gives *per se* a lesser resistance when  
25 inserting the CD in the carrying device. During the fastening in the carrying device, the resiliency of the edge or lip means that the rubber-elastic edge abutting against the upper edge of CD is deformed instead of slipping when the CD is subjected to stress for removal.  
30 al. The rubber edge thus maintains a better "grip" in the upper edge of CD.

In a particularly preferred embodiment, the lip is directed towards the stop of the carrying device. Thus, the lip has a barb effect retaining the CD even better.

Besides, tests have shown that such an inward lip surprisingly improves its grip in the upper edge of the CD each time the CD swings forwards and backwards in the leafing movement. This is presumably because the lip has two independent grips in the two side corner edges of the upper edges which both have a small, upwards directed bead. In this way the grip of lip in the bead which is moving outwards in the swing movement can force the opposite bead further inwards under the lip as a consequence of the swing movement. Thus, it is in a very effective way prevented that the swing movement loosens the CDs from the carrying device when leafing through the CDs.

It is a further object of the invention to provide a display and/or disposal place for the CDs so that the carrying device may be used for display of CDs at the dealers, in libraries or the like, and be used for disposal of the cover while the CD is played or entered.

According to the invention, this object is obtained in that the carrying device is provided with a shelf below on the front of the carrying device. The CD can thus be placed on the shelf, leaning against the front.

In a preferred embodiment, the shelf has steps or beads extending in its crosswise direction. These are preferably saw-tooth shaped with a low, steep or essentially vertical edge facing the stop of the carrying means.

It is thus obtained that a CD placed on the shelf and leaning against the front of the carrying device cannot slip on the shelf and thus fall down.

It is preferred that the supporting face is placed higher than the shelf. The CDs are thus prevented from touching the shelf during the swing movement which would tend towards shifting their axis of rotation

outwards, away from the front of the carrying device. In this connection it is preferred that the peaks of the serration are placed in a horizontal plane situated 0.2-1 mm, preferably about 0.5 mm below the plane of 5 the supporting face.

It is preferred that the retaining means and carrying means are connected to an essentially vertical wall which preferably constitutes the two stops. This results in a simple and thus less expensive structure 10 of the carrying device.

The retaining means and/or carrying means can on their fronts have holders such as open canals to hold signs, labels or the like.

It is thus obtained that e.g. an alphabetical 15 grouping of the CDs does not occupy sideways place between the CDs. These may thus be arranged sideways close and still be grouped in a systematic way.

According to the invention, the carrying device preferably has suspension means which can engage with 20 fittings to be fastened on a wall.

A further object of the invention is to permit the carrying device to be suspended very precisely plumb in a simple way.

According to the invention, this object is 25 achieved in that the carrying device below on the rear side has supporting means for support against a wall on which the carrying device is suspended, which supporting means can preferably be adjusted in their length.

Preferably, the supporting means have the form of 30 pieces from an extruded rubber item which have longitudinal weakenings in the crosswise direction to permit a crosscutting of the supporting means, if desired.

Finally, it is an object of the invention to permit a number of carrying devices to be suspended in

an as simple way as one carrying device and in a secure way.

According to invention this object is obtained in that the carrying device has catching means to carry a  
5 below arranged carrying device of the same kind, preferably in cooperation with its suspensions means.

In a preferred embodiment, the catching means and suspension means on two interconnected carrying devices are meant to be locked together, preferably in that a  
10 stiff wire is inserted in a channel constituted by recesses in both catch and suspension means.

In that the carrying device is designed as being elongate in the crosswise direction with an essentially constant cross section, its supporting structure  
15 preferably being constituted by an extruded, elongate metal blank, an extremely simple, rational and low-cost production of the carrying device is obtained along with a pleasant appearance.

In the following, the invention will be explained  
20 in more detail by means of examples of embodiment and with reference to the drawings, in which

Fig. 1 shows a carrying device according to the invention, suspended on a wall fixture on a wall,

Fig. 2 shows two joined carrying devices according  
25 to the invention, suspended on a wall fixture on a wall,

Fig. 3 shows a cross section in an extruded metal blank for production of the carrying device in Fig. 1,

Fig. 4 shows the carrying device in Fig. 1, seen  
30 from the side, with a CD placed in an inclined position.

Fig. 5 shows the carrying device in Fig. 4 with a CD placed in the device,

Fig. 6 at an enlarged scale shows a rubber profile for the retaining means in the carrying device in Figs. 4-5,

Fig. 7 at an enlarged scale shows a rubber profile for edging in the carrying device in Figs. 4-5,

Fig. 8 at an enlarged scale shows a rubber profile for a supporting means for the carrying device in Figs. 4-5.

Fig. 9 at an enlarged scale shows a cross section in the wall fixture in Fig. 1,

Fig. 10 at an enlarged scale shows a detail drawing of the suspension of the carrying device in Fig. 1 on a wall fixture, and

Fig. 11 at an enlarged scale shows the inter-connection of the two carrying devices in Fig. 2.

Identical reference numbers are used for corresponding parts in all figures.

Fig. 1 shows a carrying device 1 according to the invention. The carrying device 1 has a body or a wall 11 forming a supporting chassis. In Fig. 1, the front 14 of the chassis 11 is visible. The carrying device 1 is elongate in its crosswise direction 15.

At the top of the chassis 11, there is provided a retaining means 5 in the form of a downwards open tube projecting forward and partly enveloping a rubber profile with a lip 13 projecting downwards and backwards.

On its front, the retaining means 5 has an undercut groove 18 in which a black ornamental strip of plastic is embedded, as shown in the embodiment in Fig. 1.

A little further up on the back of the chassis 11, an elongate hooked suspension means 12 is provided to engage with a wall fixture 2 fastened to a wall (not shown) in a room.

A carrying means in the form of a forward projecting slat 6 is provided below on the chassis 11. The slat 6 continues in a shelf 7 which curves downward in front at 16. The curve 16 of the shelf is terminated in a foot 8 which in the shown embodiment consists of an O-ring string embedded in a recess in the curved portion 16 of the shelf 7.

In front of the curved portion 16, a groove 17 corresponding to the groove 18 is also here provided with an ornamental strip.

The chassis 11 continues downwards to a similar foot 9 which is provided in the same way as the foot 8. Below on the back of the chassis 11, a similar embedded O-ring string 10 acts as a support means against the wall on which the carrying device is suspended.

In the carrying device 1, a CD 3 is pushed in between the retaining means 5 and the carrying means 6. The CD is suspended by its own weight without touching the shelf 7, and retained by the deformation in the rubber lip 13.

On the shelf 7, a CD 4 leans against the front 14 of the chassis 11 with its face side facing forwards for display.

Fig. 2 shows two carrying devices 1, 20 of the same kind as in Fig. 1. The upper carrying device 1 is suspended on the wall fixture 2 as in Fig. 1, whereas the suspension means 12 of the lower carrying device 20 (cf. Fig. 1) at 21 engages with a catching means 19 on the upper carrying device 1 at the bottom of the front 14 of the chassis 11 (cf. Fig. 1)

Fig. 3 shows a cross section of an elongate extruded metal blank 22 for production of the carry-

11

ing devices in Figs. 1-2. Starting from the top, the following elements are shown in the cross section:

The hooked suspension means 12; the tubular retaining means 5 with the undercut groove 18 and an opening 23 to receive a rubber profile; the wall-shaped chassis 11 with the front 14 and a back 24; a number of beads 37 on the front 14 of the chassis 11 (cf. below); a slightly undercut, circular groove 25 to receive the supporting means 10; the carrying means 6 extending from the front 14 of the chassis 11 to a faint break 26 on the top side of the shelf; the lower extension 27 of the chassis 11 with a groove 28 corresponding to the groove 25 and to receive the foot 9; the shelf 7 which on its top side has a number (here: six) of saw-tooth shaped steps 29 for securing inclining CDs 4 (Fig. 1); the curved portion 16 of the shelf 7 with the undercut groove 17 and a groove 30, corresponding to the grooves 25, 28 and for receiving the foot 8.

The beads 37 have only ornamental purposes; they break the surface of the front 14 in a visually pleasant way and at the same time, they will quite effectively mask the unwanted, so-called drawing lines which almost always appear on extruded metal blanks.

In Fig. 5, the carrying device 1, 20 is seen from the side. According to the invention, Fig. 4 shows the different rubber and plastic parts belonging to the carrying device.

A plastic profile 31 is placed in the groove 18 (cf. Fig. 7). This profile 31 may e.g. be used as a decoration in the entire extent of the carrying device in the crosswise direction 15 (Fig. 1) or it may be delivered with the carrying device 1, 20 cut in short pieces with applied letters or numbers for division of the carrying device into portions for alphabetical or

numerical grouping of the CDs 3 in the carrying device 1, 20.

In the opening 23 in the retaining means 5, an elongate rubber profile 32 is inserted (cf. Fig. 6), 5 extending in the entire width of the carrying device in the crosswise direction 15 (Fig. 1). The profile 32 has a lip 13 facing backwards - i.e. towards the chassis 11 - the function of which will be explained below.

10 A supporting means is inserted in the groove 25 in an alternative embodiment 33 (instead of the embodiment 10 in Fig. 1 which is an O-ring string). The function of the supporting means in the embodiment 33 will be explained below.

15 In the grooves 28 and 30, there are inserted feet 9 and 8 in the form of pieces of an O-ring string, as shown in Figs. 1-2.

In the groove 17, a plastic ribbon 34 is inserted for decoration purposes as shown in Fig. 1.

20 As shown in Fig. 1, a CD 4 is placed on the shelf 7. The CD 4 rests with its lower edge 35 on the top side of the shelf, said edge engaging one of the saw-tooth shaped steps 29. The upper edge 36 of the CD 4 leans against the front 14 of the chassis 25 11.

As appears from Fig. 4, the steps 29 will catch the lower edge 35 of the CD 4, when the CD is placed on the shelf 7. Tests have shown that this prevents in a surprisingly effective way the CD from slipping on 30 the shelf 7 and thus from falling down, also when the CD is placed in a hurry or in a careless manner.

Fig. 5 illustrates the main function of the carrying device, i.e. to store the CDs closely as books in a bookcase.



## 13

A CD 3 is inserted in the carrying device 1 in the direction of insertion 37. The rubber lip 13 on the rubber profile 32 is thus deformed as appears from Fig. 5. Consequently, the lip 13 exerts a downward pressure on the upper edge 40 of the CD. This downward pressure will increase if the CD moves in the direction of removal 38, and reduce when the CD moves in the direction of insertion 37. This results from easily understandable geometrical facts. The lip 13 acts thus as a barb and because of its material properties, it has a high friction against the upper edge 40 of the CD.

The lower edge 39 of the CD rests with its bottom corner 41 against the carrying means 6 which as earlier stated only extends until the edge 26. The friction between the corner 41 of the CD and the carrying means is quite small as the materials will typically be hard plastic and anodised aluminium which as known has an extremely small mutual friction.

The gravity will try to turn the CD in the rotating direction 42 as the CD is only carried in its corners 41 and 43. However, since the CD 3 is retained with considerable friction in the corner 43 by the rubber lip 13, it is pressed inwardly towards the chassis 11 at the bottom. The corner 41 is thus stopped by the chassis 11 - or in the shown embodiment rather by the lower bead 37 - which then acts as a stop placed immediately adjacent to the carrying means 6. The corner 41 is thus fixed in a well-defined spot.

In the same way, the top corner 43 of the CD 3 is directed towards a stop when inserted, which stop is constituted by the chassis 11 or rather the upper bead 37. Also the top corner 43 is then fixed on a well-defined spot.

Consequently, the placement of the CD 3 in the carrying device 1 is very well-defined and therefore all the CDs in the carrying device will be aligned neatly; they will lined up exactly and give a pleasant  
5 and proper impression.

When the CD swings sideways as a leaf in a book, i.e. that the front part of the CD (the portion farthest away from the chassis 11) is moved in the side direction 44 (Fig. 5), the upper edge 40 will rub  
10 against the lip 13. However, this edge has a considerable width, as appears from Fig. 4 (the edge 36), and thus, the one side (corner edge) of the edge 40 will move a little outwards in the direction 38, and the other side (corner edge) of the edge 40 will move a  
15 little inwards, in the direction 37.

Tests have surprisingly shown that the earlier stated barb effect by these movements is actually able to pull the CD further and further inwards towards the chassis 11, even though the CD at the swing movements  
20 (44) should be drawn a little outwards in the direction 38. The lip thus has the effect that it prevents in an extremely efficient way the CDs in the carrying device 1 from falling out when being leafed through even if this is done more or less violently.

25 On the other hand, the resilience in the lip 13 enables the CD to be moved easily sideways in the crosswise direction 15 (Fig. 1) when other CDs are to be inserted in the succession or otherwise rearranged.

The said barb effect of the lip 13 does not  
30 impede an easy removal of the CDs, as they can merely be swung in the opposite rotating direction of the direction 42, whereby the bottom corner can without difficulty be withdrawn from the carrying means 6 because of the mentioned low friction.

Fig. 6 shows the rubber profile 32 on a larger scale. In the shown embodiment, the profile is reversible, with two lips 13 so that it may be turned if one lip is worn.

5 Fig. 7 shows the plastic profile 31. It is formed of such an elastic material that it can easily be compressed in the directions 45, when its two lips 46 are inserted in the undercuts in the groove 18 (or the groove 17). On the front 47, letters, numbers or  
10 other information can be printed.

Fig. 8 shows the cross section of the supporting means 33. This has a circular bead 48 fitting into the groove 25. The dimension 49 of the support means can easily be modified without tools by tearing the  
15 means in one of the grooves 50, the groove thereby facilitating the tear. The distance of the lower parts of the chassis 11 from the wall of the room can thus be adjusted such that a carrying device can be suspended exactly in plumb, also on an uneven wall.

20 Fig. 9 shows the cross section of the wall fixture 2. In Fig. 10 is shown how the wall fixture 2 cooperates with the suspension means 12 when the carrying device is suspended on a wall 51.

Finally, Fig. 11 shows how the catching means 19  
25 on the upper carrying device 1 in Fig. 2 cooperates with the suspension means 12 on the lower carrying device 20 in Fig. 2.

According to the invention, the catching means 19 is provided with a groove 53, and the suspension means  
30 12 with a groove 54 such that a locking wire 52 may be inserted in the cavity elongate in the crosswise direction and defined by these two grooves. The two carrying devices are thus locked to each other very effectively such that the lower carrying device 20 is  
35 prevented from slipping and falling down.

,

,

17

## C L A I M S

1. A carrying device for a number of flat, box-shaped items, such as cassettes, tiles or covers, and in particular compact discs in covers, with the largest 5 faces of these items arranged in vertical planes, which carrying device has a front for receiving the items, and a back, and comprises an upper retaining means elongate in the crosswise direction and a lower carrying means elongate in the crosswise direction, placed 10 under the retaining means and extending in parallel and rigidly connected herewith, c h a r a c t e r - i s e d in:

- that the carrying means is provided with a relatively smooth and plane, essentially horizontal, upper 15 supporting face and with a stop for the items, which stop is adjacent to and placed behind the supporting face and elongate in the crosswise direction; and
- that the retaining means on its underside has a rubber-elastic portion and a stop for the items, placed 20 behind this portion and elongate in the crosswise direction.

2. A carrying device according to claim 1, c h a - r a c t e r i s e d in that the width of the carrying means out from the front of the carrying device, 25 counting from the stop of the carrying means, is smaller than 20 mm, preferably 5-15 mm and particularly preferred about 10 mm.

3. A carrying device according to claim 1 or 2, c h a r a c t e r i s e d in that the width of the 30 retaining means out from the front of the carrying device, from the stop of the carrying means to the rubber-elastic portion, is smaller than 15 mm, preferably smaller than 10 mm and particularly preferred about 5 mm.

4. A carrying device according to any of the preceding claims, characterised in that the rubber-elastic portion of the retaining means comprises an edge facing the items.

5 5. A carrying device according to any of the preceding claims 1-3, characterised in that the rubber-elastic portion of the retaining means comprises a lip facing the items.

6. A carrying device according to claim 5, characterised in that the lip points in direction toward the stop of the retaining means.

7. A carrying device according to any of the preceding claims, characterised in comprising a shelf arranged below on the front of the  
15 device.

8. A carrying device according to claim 7, characterised in that the shelf has steps extending in the crosswise direction.

9. A carrying device according to claim 8, characterised in that the steps are saw-tooth shaped with a low, steep or essentially vertical edge facing the stop of the carrying means.  
20

10. A carrying device according to any of the preceding claims 7-9, characterised in  
25 that the supporting face is above the shelf.

11. A carrying device according to claim 10, characterised in that the peaks of the serration are situated in a horizontal plane which is 0.2-1 mm, preferably about 0.5 mm under the plane of  
30 the supporting face.

12. A carrying device according to any of the preceding claims, characterised in that the retaining means and carrying means are connected by an essentially vertical wall which preferably constitutes the two stops.  
35

19

13. A carrying device according to any of the preceding claims, c h a r a c t e r i s e d in that the retaining means and/or carrying means on their fronts have holders such as open channels to hold 5 signs, labels or the like.

14. A carrying device according to any of the preceding claims, c h a r a c t e r i s e d in comprising suspension means for suspension of the device on a wall or the like.

10 15. A carrying device according to claim 14, c h a r a c t e r i s e d in being provided below on the back with supporting means for support against a wall on which the carrying device is suspended.

15 16. A carrying device according to claim 15, c h a r a c t e r i s e d in that the supporting means are lengthwise adjustable.

17. A carrying device according to claim 16, c h a r a c t e r i s e d in that the supporting means are constituted by pieces of an extruded rubber blank 20 which is in the crosswise direction provided with longitudinal weakenings to permit a shortening, if desired.

18. A carrying device according to any of the preceding claims, c h a r a c t e r i s e d by 25 comprising legs or feet for resting on an essentially horizontal support face such as a table top.

19. A carrying device according to any of the preceding claims 14-18, c h a r a c t e r i s e d by comprising catching means for carrying a below arranged 30 carrying device of the same kind, preferably by cooperation with its suspension means.

20. A carrying device according to claim 19, c h a r a c t e r i s e d in that the catching means and suspension means on two interconnected carrying 35 devices are meant for being locked together, preferably

in that a stiff wire is inserted in a channel constituted by recesses in both the catching means and the suspension means.

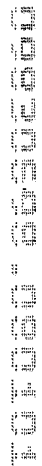
21. A carrying device according to any of the  
5 preceding claims, c h a r a c t e r i s e d in that  
the carrying device is of a form being elongate in the  
crosswise direction and having an essentially constant  
cross section.

22. A carrying device according to claim 21,  
10 c h a r a c t e r i s e d in that the supporting  
structure of the carrying device is constituted by an  
extruded, elongate metal blank.

[illegible]







*Fig. 1*

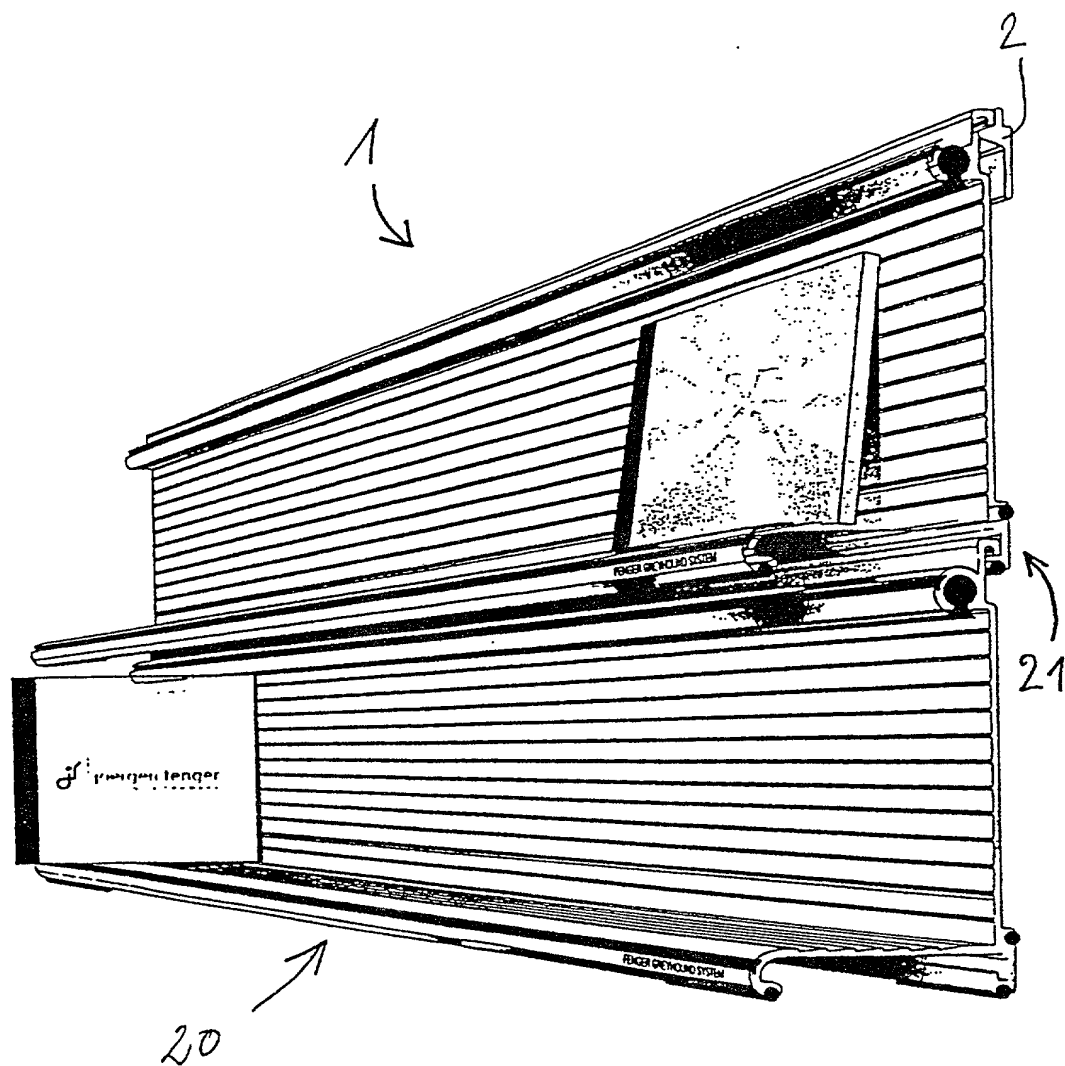
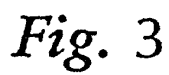
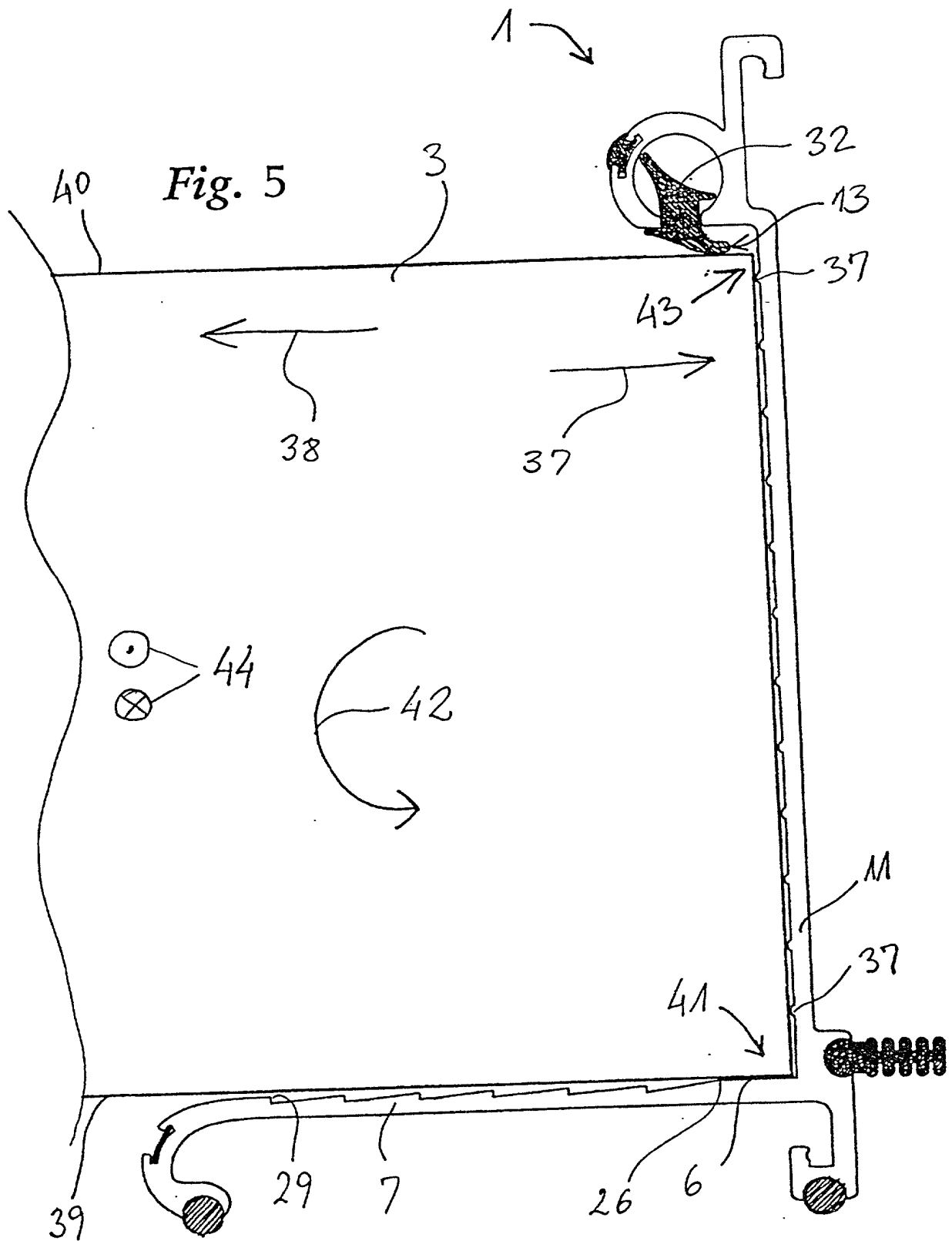
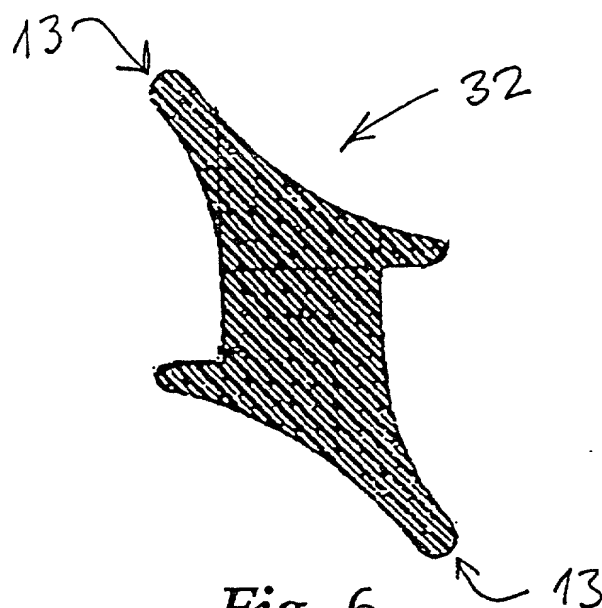
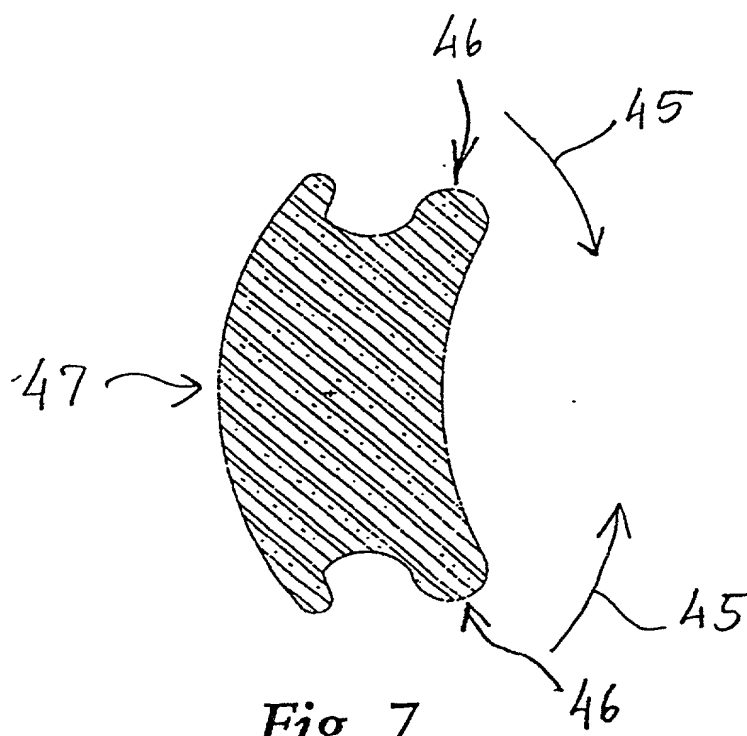


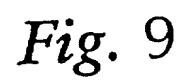
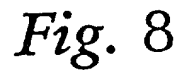
Fig. 2



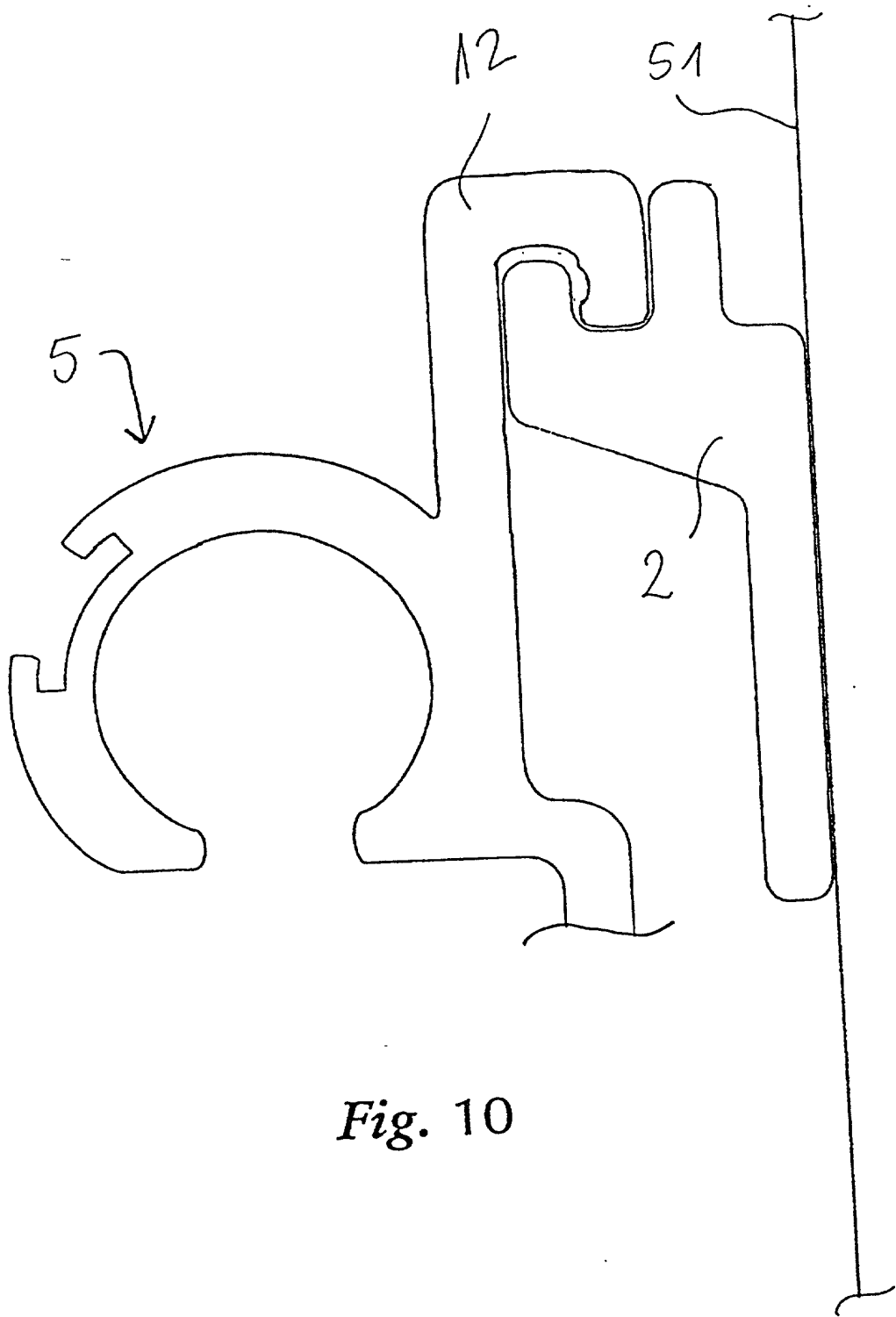




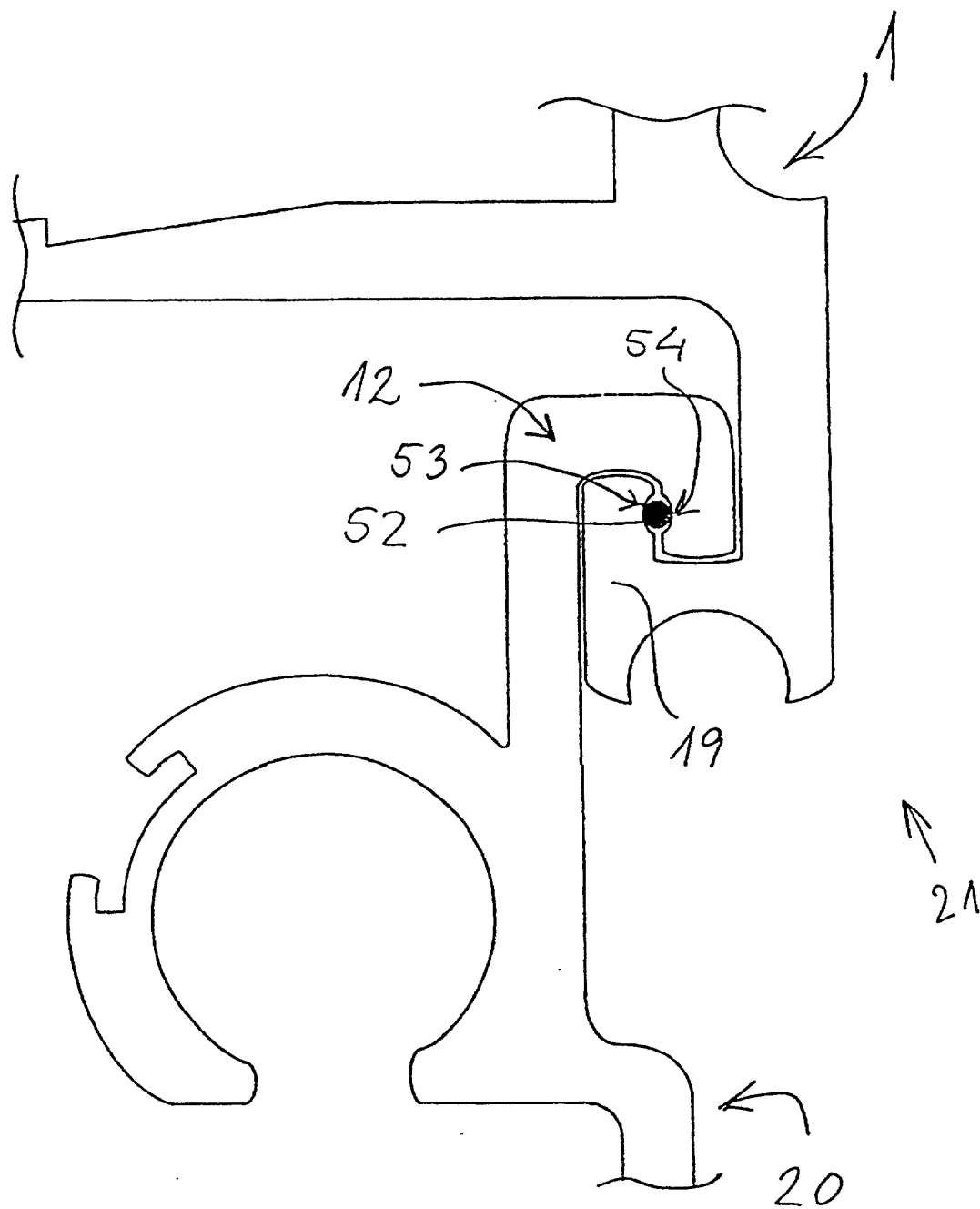
*Fig. 6**Fig. 7*







*Fig. 10*

*Fig. 11*

Page 1 of 2 Pages [X] Original [ ] Substitute [ ] Supplemental Atty. Docket: FENGER=1

## Combined Declaration for Patent Application and Power of Attorney

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name; and that I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

### A CARRYING DEVICE FOR BOX-SHAPED ITEMS

the specification of which (check one)

- [ ] is attached hereto;  
 [ ] was filed in the United States under 35 U.S.C. §111 on, as  
 U.S. Appln. No. \_\_\_\_\_\*, or  
 [X] was filed in the U.S. under 35 U.S.C. §371 by entry into the U.S. national stage of an international (PCT) application, PCT/DK99/00587; filed 28 October 1999, entry requested on April 30, 2001\*; national stage application received U.S. Appln. No. \_\_\_\_\_\*, §371/§102(e) date \_\_\_\_\_\* (\* if known)

and was amended on April 30, 2001 (if applicable).

(include dates of amendments under PCT Art. 19 and 34 if PCT)

I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above; and I acknowledge the duty to disclose to the Patent and Trademark Office (PTO) all information known by me to be material to patentability as defined in 37 C.F.R. §1.56.

I hereby claim foreign priority benefits under 35 U.S.C. §§ 119 (a)-(d) and 365 (b) of any prior foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or under §365(a) of any PCT application which designated at least one country other than the U.S., listed below:

Application No.	Country	Filing Date (MM/DD/YYYY)
BA 1998 00404	Denmark	October 28, 1998

If I claimed foreign priority above, I hereby identify below any foreign application for patent (including an international (PCT) application designating a country other than the United States) or for an inventor's or plant breeder's certificate, having a filing date before that of the earliest application from which foreign priority is claimed (if left blank, then there are none):

Non-Priority Application No.	Country	Filing Date (MM/DD/YYYY)

I hereby claim the benefit under 35 U.S.C. §119(e) of any United States provisional applications listed below:

Application No.	Filing Date (MM/DD/YYYY)

I hereby claim the benefit under 35 U.S.C. §120 of any prior U.S. non-provisional application(s) or under §365(c) of any prior PCT international application(s) designating the U.S., listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in such U.S. or PCT international application in the manner provided by the first paragraph of 35 U.S.C. §112, I acknowledge the duty to disclose to the PTO all information which is material to patentability as defined in 37 C.F.R. §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

Application No.	Filing Date (MM/DD/YYYY)	Status (patented, pending, abandoned)

As a named inventor, I hereby appoint the following registered practitioners to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

**All of the practitioners associated with Customer Number 001444**

Direct all correspondence to the address associated with Customer Number 001444, which is presently:

**BROWDY AND NEIMARK, P.L.L.C.**  
 624 Ninth Street, N.W.  
 Washington, D.C. 20001-5303  
 (202) 628-5197

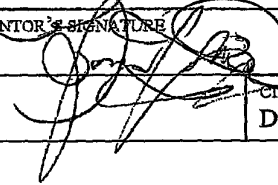
Page 2 of 2 Pages

Atty. Docket: FENGER=1

Title: A CARRYING DEVICE FOR BOX-SHAPED ITEMSU.S. Application filed April 30, 2001, Serial No. \_\_\_\_\_PCT Application filed October 28, 1999, Serial No. \_\_\_\_\_

The undersigned hereby authorizes the U.S. Attorneys or Agents appointed herein to accept and follow instructions from Activinova as to any action to be taken in the U.S. Patent and Trademark Office regarding this application without direct communication between the U.S. Attorneys or Agents and the undersigned. In the event of a change of the persons from whom instructions may be taken, the U.S. Attorneys or Agents appointed herein will be so notified by the undersigned.

I hereby further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. §1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

FULL NAME OF FIRST INVENTOR <u>Jørgen FENGER</u>	INVENTOR'S SIGNATURE 	DATE <u>Jul 28, 2001</u>
RESIDENCE <u>Lundby, Denmark</u> <u>DKX</u>	CITIZENSHIP <u>Danish</u>	
POST OFFICE ADDRESS <u>Avnøvej 30, Svinø, DK-4750 Lundby, Denmark</u>		
FULL NAME OF SECOND JOINT INVENTOR	INVENTOR'S SIGNATURE	DATE
RESIDENCE	CITIZENSHIP	
POST OFFICE ADDRESS		
FULL NAME OF THIRD JOINT INVENTOR	INVENTOR'S SIGNATURE	DATE
RESIDENCE	CITIZENSHIP	
POST OFFICE ADDRESS		
FULL NAME OF FOURTH JOINT INVENTOR	INVENTOR'S SIGNATURE	DATE
RESIDENCE	CITIZENSHIP	
POST OFFICE ADDRESS		
FULL NAME OF FIFTH JOINT INVENTOR	INVENTOR'S SIGNATURE	DATE
RESIDENCE	CITIZENSHIP	
POST OFFICE ADDRESS		
FULL NAME OF SIXTH JOINT INVENTOR	INVENTOR'S SIGNATURE	DATE
RESIDENCE	CITIZENSHIP	
POST OFFICE ADDRESS		

ALL INVENTORS MUST REVIEW APPLICATION AND DECLARATION BEFORE SIGNING. ALL ALTERATIONS MUST BE INITIALED AND DATED BY ALL INVENTORS PRIOR TO EXECUTION. NO ALTERATIONS CAN BE MADE AFTER THE DECLARATION IS SIGNED. ALL PAGES OF DECLARATION MUST BE SEEN BY ALL INVENTORS